IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

LETTERS PATENT APPEAL NO. 39 OF 2004

ALONGWITH

CIVIL APPLICATION NO. 43 OF 2004 IN LPA 39/2004

VISHNU APPA BAILBHINGE & ORS. ... APPELLANTS.

VS.

JAYANT BHAGWANT DESHPANDE & ORS. .. RESPONDENTS.

MACCHINDRA PATIL FOR THE APPELLANTS.

MR. Y.S.JAGIRDAR SR. ADVOCATE I/B. A.A.JOSHI FOR

RESPONDENT NOS. 1 TO 8.

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CORAM : J.N.PATEL & A.A.SAYED, JJ.

DATE : October 30, 2007.

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P.C.

1. Heard.

2. By consent, the LPA is taken up for hearing and final disposal. We dispose of the Appeal with a direction to the Divisional Commissioner to decide the proceeding pending before him, within a period of three months from today. Interim relief to continue till the

disposal of the proceedings by the Divisional Commissioner.

3. The parties are directed to remain present before the Divisional Commissioner on 20th November, 2007 at 11.00 a.m.

4. In view of the above, nothing remains in the appeal and the same stands disposed of. The Civil application stands disposed of.

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[J.N.Patel, J.]

[A.A.Sayed, J.]